



Signature Report

June 19, 2006

Ordinance

Proposed No. 2006-0114.2

Sponsors Constantine

1 AN ORDINANCE relating to the King County
2 Comprehensive Plan; and amending Ordinance 263, Article 2,
3 Section 1, as amended, and K.C.C. 20.12.010 and Ordinance
4 13147, Section 30, as amended, and K.C.C. 20.18.140.

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7 **STATEMENT OF FACTS:**

8 1. King County has adopted the 2004 King county Comprehensive Plan to
9 meet the requirements of the Washington state Growth Management Act
10 ("GMA"), chapter 36.70A RCW.

11 2. The King County Code allows amendments to the Comprehensive Plan
12 once every year if those amendments are not substantive. Every four
13 years a major review of the Comprehensive Plan is allowed at which time
14 substantive amendments to the Comprehensive Plan can be considered.

15 The last major review of the Comprehensive Plan was conducted in 2004.

16 Therefore, 2006 is part of the annual cycle for which only amendments to
17 the Comprehensive Plan that are not substantive are permitted.

- 18 3. The GMA requires that the Comprehensive Plan and development
19 regulations be subject to continuing review and evaluation by the county.
- 20 4. The GMA requires that development regulations be consistent with and
21 implement the Comprehensive Plan.
- 22 5. The amendments to the Comprehensive Plan contained in this
23 ordinance bear a substantial relationship to, and are necessary for, the
24 public health, safety and general welfare of King County and its residents.

25 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

26 SECTION 1. Ordinance 263, Article 2, Section 1, as amended, and K.C.C.

27 20.12.010 are each hereby amended to read as follows:

28 **Comprehensive Plan adopted.**

29 A. Under the King County Charter, the state Constitution and the Washington state
30 Growth Management Act, chapter 36.70A RCW, the 1994 King County Comprehensive
31 Plan is adopted and declared to be the Comprehensive Plan for King County until
32 amended, repealed or superseded. King County performed its first comprehensive four-
33 cycle review of the Comprehensive Plan. As a result of the review, King County amended
34 the 1994 Comprehensive Plan through passage of the King County Comprehensive Plan
35 2000. King County performed its second comprehensive four-cycle review of the
36 Comprehensive Plan in 2004. As a result of the review, King County amended the 2000
37 Comprehensive Plan through passage of the King County Comprehensive Plan 2004. The
38 Comprehensive Plan shall be the principal planning document for the orderly physical
39 development of the county and shall be used to guide subarea plans, functional plans,

40 provision of public facilities and services, review of proposed incorporations and
41 annexations, development regulations and land development decisions.

42 B. The amendments to the 1994 King County Comprehensive Plan contained in
43 Appendix A to Ordinance 12061 (King County Comprehensive Plan 1995 amendments)
44 are hereby adopted.

45 C. The amendments to the 1994 King County Comprehensive Plan contained in
46 Attachment A to Ordinance 12170 are hereby adopted to comply with the Central Puget
47 Sound Growth Management Hearings Board Decision and Order in Vashon-Maury Island,
48 et. al. v. King County, Case No. 95-3-0008.

49 D. The Vashon Town Plan contained in Attachment 1 to Ordinance 12395 is
50 adopted as a subarea plan of the King County Comprehensive Plan and, as such, constitutes
51 official county policy for the geographic area of unincorporated King County defined in the
52 plan and amends the 1994 King County Comprehensive Plan Land Use Map.

53 E. The amendments to the 1994 King County Comprehensive Plan contained in
54 Appendix A to Ordinance 12501 are hereby adopted to comply with the Order of the
55 Central Puget Sound Growth Management Hearings Board in Copac-Preston Mill, Inc., et
56 al, v. King County, Case No. 96-3-0013 as amendments to the King County
57 Comprehensive Plan.

58 F. The amendments to the 1994 King County Comprehensive Plan contained in
59 Appendix A to Ordinance 12531 (King County Comprehensive Plan 1996 amendments)
60 are hereby adopted as amendments to the King County Comprehensive Plan.

61 G. The Black Diamond Urban Growth Area contained in Appendix A to Ordinance
62 12533 is hereby adopted as an amendment to the King County Comprehensive Plan.

63 H. The 1994 King County Comprehensive Plan and Comprehensive Plan Land
64 Use Map are amended to include the area shown in Appendix A of Ordinance 12535 as
65 Rural City Urban Growth Area. The language from Section 1D of Ordinance 12535 shall
66 be placed on Comprehensive Plan Land Use Map page #32 with a reference marker on the
67 area affected by Ordinance 12535.

68 I. The amendments to the 1994 King County Comprehensive Plan contained in
69 Appendix A to Ordinance 12536 (1997 Transportation Need Report) are hereby adopted as
70 amendments to the King County Comprehensive Plan.

71 J. The amendments to the 1994 King County Comprehensive Plan contained in
72 Appendix A to Ordinance 12927 (King County Comprehensive Plan 1997 amendments)
73 are hereby adopted as amendments to the King County Comprehensive Plan.

74 K. The amendments to the 1994 King County Comprehensive Plan contained in
75 the 1998 Transportation Needs Report, contained in Appendices A and B to Ordinance
76 12931 and in the supporting text, are hereby adopted as amendments to the King County
77 Comprehensive Plan.

78 L. The amendments to the 1994 King County Comprehensive Plan contained in
79 Appendix A to Ordinance 13273 (King County Comprehensive Plan 1998 amendments)
80 are hereby adopted as amendments to the King County Comprehensive Plan.

81 M. The 1999 Transportation Needs Report contained in Attachment A to
82 Ordinance 13339 is hereby adopted as an amendment to the 1994 King County
83 Comprehensive Plan, Technical Appendix C, and the amendments to the 1994 King
84 County Comprehensive Plan contained in Attachment B to Ordinance 13339 are hereby
85 adopted as amendments to the King County Comprehensive Plan.

86 N. The amendments to the 1994 King County Comprehensive Plan contained in
87 Attachment A to Ordinance 13672 (King County Comprehensive Plan 1999 amendments)
88 are hereby adopted as amendments to the King County Comprehensive Plan.

89 O. The 2000 Transportation Needs Report contained in Attachment A to this
90 Ordinance 13674 is hereby adopted as an amendment to the 1994 King County
91 Comprehensive Plan, Technical Appendix C.

92 P. The Fall City Subarea Plan contained in Attachment A to Ordinance 13875 is
93 adopted as a subarea plan of the King County Comprehensive Plan and, as such, constitutes
94 official county policy for the geographic area of unincorporated King County defined in the
95 plan. The Fall City Subarea Plan amends the 1994 King County Comprehensive Plan land
96 use map by revising the Rural Town boundaries of Fall City.

97 Q. The amendments to the King County Comprehensive Plan contained in
98 Attachment A to Ordinance 13875 are hereby adopted as amendments to the King County
99 Comprehensive Plan.

100 R. The Fall City area zoning amendments contained in Attachment A to Ordinance
101 13875 are adopted as the zoning control for those portions of unincorporated King County
102 defined in the attachment. Existing property-specific development standards (p-suffix
103 conditions) on parcels affected by Attachment A to Ordinance 13875 do not change except
104 as specifically provided in Attachment A to Ordinance 13875.

105 S. The amendments to the 1994 King County Comprehensive Plan Land Use Map
106 contained in Attachment A to Ordinance 13987 are hereby adopted to comply with the
107 Central Puget Sound Growth Management Hearings Board Decision and Order on

Supreme Court Remand in *Vashon-Maury Island, et. al. v. King County*, Case No. 95-3-0008 (Bear Creek Portion).

T. The 2001 transportation needs report contained in Attachment A to Ordinance 14010 is hereby adopted as an amendment to the 1994 King County Comprehensive Plan, technical appendix C.

U. The amendments to the 1994 King County Comprehensive Plan contained in Attachments A, B and C to Ordinance 14044 (King County Comprehensive Plan 2000) are hereby adopted as amendments to the King County Comprehensive Plan. Attachment A to Ordinance 14044 amends the policies, text and maps of the Comprehensive Plan.

Amendments to the policies are shown with deleted language struck out and new language underlined. The text and maps in Attachment A to Ordinance 14044 replace the previous text and maps in the Comprehensive Plan. Attachment B to Ordinance 14044 contains technical appendix A (capital facilities), which replaces technical appendix A to the King County Comprehensive Plan, technical appendix C (transportation), which replaces technical appendix C to the King County Comprehensive Plan, and technical appendix M (public participation), which is a new technical appendix that describes the public participation process for the King County Comprehensive Plan 2000. Attachment C to Ordinance 14044 includes amendments to the King County Comprehensive Plan Land Use Map. The land use amendments contained in Attachment C to Ordinance 14044 are adopted as the official land use designations for those portions of unincorporated King County defined in Attachment C to Ordinance 14044.

V. The Snoqualmie Urban Growth Area Subarea Plan contained in Attachment A to Ordinance 14117 is adopted as a subarea plan of the King County Comprehensive Plan

131 and, as such, constitutes official county policy for the geographic area of unincorporated
132 King County defined in the plan. Attachment B to Ordinance 14117 amends the King
133 County Comprehensive Plan 2000 land use map by revising the Urban Growth Area for the
134 City of Snoqualmie. Attachment C to Ordinance 14117 amends the policies of the
135 Comprehensive Plan.

136 W. The Snoqualmie Urban Growth Area Subarea Plan area zoning amendments in
137 Attachment D to Ordinance 14117 are adopted as the zoning control for those portions of
138 unincorporated King County defined in the attachment. Existing property-specific
139 development standards (p-suffix conditions) on parcels affected by Attachment D to
140 Ordinance 14117 do not change

141 X. The amendments to the King County Comprehensive Plan 2000 contained in
142 Attachment B to Ordinance 14156 are hereby adopted as amendments to the King County
143 Comprehensive Plan.

144 Y. The amendments to the King County Comprehensive Plan 2000 contained in
145 Attachment A to Ordinance 14185 are hereby adopted as amendments to the King County
146 Comprehensive Plan in order to comply with the order of the Central Puget Sound Growth
147 Management Hearings Board in *Green Valley et al, v. King County*, CPSGMHB Case No.
148 98-3-0008c, Final Decision and Order (1998) and the order of the Washington Supreme
149 Court in *King County v. Central Puget Sound Growth Management Hearings Board*, 142
150 Wn.2d 543, 14 P.3d 133 (2000).

151 Z. The amendments to the King County Comprehensive Plan 2000 contained in
152 Attachment A to Ordinance 14241 (King County Comprehensive Plan 2001 Amendments)
153 are hereby adopted as amendments to the King County Comprehensive Plan.

154 AA. The amendment to the King County Comprehensive Plan 2000 contained in
155 Attachment A to Ordinance 14286 is hereby adopted as an amendment to the King County
156 Comprehensive Plan in order to comply with the Central Puget Sound Growth
157 Management Hearings Board's Final Decision and Order in *Forster Woods Homeowners'*
158 *Association and Friends and Neighbors of Forster Woods, et al. v. King County*, Case No.
159 01-3-0008c (Forster Woods), dated November 6, 2001.

160 BB. The amendments to the King County Comprehensive Plan 2000 contained in
161 Attachment A to Ordinance 14448 (King County Comprehensive Plan 2002 Amendments)
162 are hereby adopted as amendments to the King County Comprehensive Plan.

163 CC. The amendments to the King County Comprehensive Plan 2000 contained in
164 Attachment A to Ordinance 14775 (King County Comprehensive Plan 2003 Amendments)
165 are hereby adopted as amendments to the King County Comprehensive Plan.

166 DD. The amendments to the King County Comprehensive Plan 2000 contained in
167 Attachments A, B, C, D and E to Ordinance 15028 (King County Comprehensive Plan
168 2004) are hereby adopted as amendments to the King County Comprehensive Plan.
169 Attachment A, Part I, to Ordinance 15028 amends the policies, text and maps of the
170 Comprehensive Plan. Attachment A, Part II, to Ordinance 15028 includes amendments to
171 the King County Comprehensive Plan Land Use Map. The land use amendments
172 contained in Attachment A, Part II, to Ordinance 15028 are adopted as the official land use
173 designations for those portions of unincorporated King County defined in Attachment A,
174 Part II, to Ordinance 15028. Attachment B to Ordinance 15028 contains Technical
175 Appendix A (Capital Facilities), which replaces technical appendix A to the King County
176 Comprehensive Plan. Attachment C to Ordinance 15028 contains Technical Appendix B

(Housing), which replaces Technical Appendix B to the King County Comprehensive Plan. Attachment D to Ordinance 15028 contains Technical Appendix C (Transportation), which replaces Technical Appendix C to the King County Comprehensive Plan 2000. Attachment E to Ordinance 15028 contains Technical Appendix D (Growth Targets and the Urban Growth Area 2004).

EE. The 2004 transportation needs report contained in Attachment A to Ordinance 15077 is hereby adopted as an amendment to the ((2000)) 2004 King County Comprehensive Plan, technical appendix C.

FF. The amendments to the King County Comprehensive Plan 2004 contained in Attachment A to Ordinance 15244 (King County Comprehensive Plan 2005 Amendments) are hereby adopted as amendments to the King County Comprehensive Plan.

GG. Attachment A to Ordinance 15326, which is the King County Comprehensive Plan Sammamish Agricultural Production District Subarea Plan dated November 7, 2005, is hereby adopted as an amendment to the 2004 King County Comprehensive Plan, as amended, in order to comply with the Central Puget Sound Growth Management Hearings Board's Final Decision and Order in *Maxine Keesling v. King County*, Case No. 04-3-0024 (Keesling III), dated May 31, 2005.

HH. The amendments to the King County Comprehensive Plan 2004 contained in Attachments A, B and C to this ordinance are hereby adopted as amendments to the King County Comprehensive Plan. Attachment A to this ordinance (Amendment to the King County Comprehensive Plan 2004) amends the policies and text of the King County Comprehensive Plan. Attachment B to this ordinance contains technical appendix O (Regional Trail Needs Report). Attachment C to this ordinance amends King County

200 Comprehensive Plan, Technical Appendix C (Transportation), by replacing the
201 transportation needs report. Attachment D to this ordinance amends King County
202 Comprehensive Plan, Technical Appendix C (Transportation), by replacing the arterial
203 functional classification map.

204 SECTION 2. Ordinance 13147, Section 30, as amended, and K.C.C. 20.18.140
205 are each hereby amended to read as follows:

206 **Provision for receipt, review of and response to the docket.**

207 A. In accordance with RCW 36.70A.470, a docket containing written comments on
208 suggested plan or development regulation amendments shall be coordinated by the
209 department. The docket is the means either to suggest a change or to identify a deficiency,
210 or both, in the Comprehensive Plan or development regulation. For the purposes of this
211 section, "deficiency" refers to the absence of required or potentially desirable contents of
212 the Comprehensive Plan or development regulation and does not refer to whether a
213 development regulation addressed a project's probable specific adverse environmental
214 impacts that could be mitigated in the project review process. Any interested party,
215 including applicants, citizens and government agencies, may submit items to the docket.

216 B. All agencies of county government having responsibility for elements of the
217 Comprehensive Plan or implementing development regulations shall provide a means by
218 which citizens may docket written comments on the plan or on development regulations.
219 The department shall use public participation methods identified in K.C.C. 20.18.160 to
220 solicit public use of the docket. The department shall provide a mechanism for docketing
221 amendments through the Internet.

222 1. All docketed comments relating to the Comprehensive Plan shall be reviewed by
223 the department and considered for an amendment to the Comprehensive Plan.

224 2. The deadline for submitting docketed comments is September 30 for
225 consideration in the amendment cycle process for the following year.

226 3. By the first business day of December, the department shall issue an executive
227 response to all docketed comments. Responses shall include a classification of the
228 recommended changes as appropriate for either the annual or four-year cycle, and an
229 executive recommendation indicating whether or not the docketed item(s) are to be
230 included in the next year's executive recommended comprehensive plan update. If the
231 docketed changes will not be included in the next executive transmittal, the department
232 shall indicate the reason(s) why, and shall inform the proponent that they may petition the
233 council during the legislative review process.

234 4. By the first business day of December, the department shall forward to the council
235 a report including all docketed amendments and comments with an executive response.
236 The report shall include a statement indicating that the department has complied with the
237 notification requirements contained in this section.

238 5. Upon receipt of the docket report, the council shall ~~((mail-written notice to))~~
239 include all proponents of docketed requests in the mailing list for agendas to all committee
240 meetings in which the Comprehensive Plan will be reviewed during the next available
241 update. At the beginning of the committee review process, the council ~~((containing the~~
242 ~~council review process for the current year, and informing proponents that they may~~
243 ~~petition the council to consider docketed changes that were not recommended by the~~
244 ~~executive. This notice))~~ shall ~~((include the))~~ develop a committee review schedule ~~((of))~~

245 with dates for ((public hearings,)) committee meetings((,)) and any other opportunities for
246 public testimony and for proponents to petition the council to consider docket changes that
247 were not recommended by the executive ((on the current year's Comprehensive Plan
248 update)) and shall attach the review schedule to the agenda whenever the Comprehensive
249 Plan is to be reviewed.

250 6. Docketed comments relating to development regulations shall be reviewed by the
251 appropriate county agency. Those requiring a Comprehensive Plan amendment shall be
252 forwarded to the department and considered for an amendment to the Comprehensive Plan.
253 Those not requiring a Comprehensive Plan amendment shall be considered by the
254 responsible county agency for amendments to the development regulations.

255 7. The docket report shall be made available through the Internet. The department
256 shall endeavor to make the docket report available within one week of transmittal to the
257 council.

258 C. In addition to the docket, the department shall provide opportunities for general
259 public comments both before the docketing deadline each year, and during the executive's
260 review periods before transmittal to the council. The opportunities may include, but are not
261 limited to, the use of the following: comment cards, electronic or posted mail, Internet,
262 public meetings with opportunities for discussion and feedback, printed summaries of
263 comments received and twenty-four-hour telephone hotlines. The executive shall assure
264 that the opportunities for public comment are provided as early as possible for each stage of
265 the process, to assure timely opportunity for public input.

266 SECTION 3. Severability. If any provision of this ordinance or its application to
267 any person or circumstance is held invalid, the remainder of the ordinance or the
268 application of the provision to other persons or circumstances shall not be affected.

269

270

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

ATTEST:

APPROVED this ____ day of _____, ____.

Attachments

A. Amendment to the King County Comprehensive Plan 2004, Public Review Draft, Amended June 13, 2006, B. Regional Trails Needs Report, C. 2006 Update of the Transportation Needs Report 2004